

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF BRONX, IAS PART 3/33-----X
Ugurlu, et al.,
-against-

Index No.

801554/22E

Hon.

Mitchell J. Danziger

Justice Supreme Court

City of NY, et al.,-----X

Notice of Motion - Affirmation and Exhibits	NYSCEF Doc. #
Affirmations in Opposition and Exhibits	NYSCEF Doc. #
Reply Affirmation	NYSCEF Doc. #

Upon the foregoing papers, it is ordered that this motion is

Resolved per the annexed stipulation.

Dated:

5/18/23

Hon.

Mitchell J. Danziger
Mitchell J. Danziger, J.S.C.

1. CHECK ONE.....
2. MOTION IS.....
3. CHECK IF APPROPRIATE.....

- ☐ CASE DISPOSED IN ITS ENTIRETY ☒ CASE STILL ACTIVE
- ☐ GRANTED ☐ DENIED ☐ GRANTED IN PART ☒ OTHER
- ☐ SETTLE ORDER ☐ SUBMIT ORDER ☐ SCHEDULE APPEARANCE
- ☐ FIDUCIARY APPOINTMENT ☐ REFEREE APPOINTMENT

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF BRONX

INDIVIDUAL ASSIGNMENT PART

1A-3

STIPULATION

Index No. 801554/2022E

Mot. Cal.No. 11

Date 2023-05-18

IT IS HEREBY STIPULATED AND AGREED by and between the below-named attorney(s) as follows:

The statute of limitations on the claims here, arising out of an incident on June 4, 2020, is ordinarily 3 years. Powers v. Okere, 488 US 235 (1989); CPLR 214(5). However, for ~~the~~ ~~more~~ substantially the reasons explained in Bell v. Saunders, 2022 US Dist. LEXIS 101994, at *13 (NDNY, Jan 8, 2022), it is tolled ~~for~~ ~~an~~ ~~additional~~ 153 days, until Nov. 5, 2023.

THEREFORE,

- ① Defendants shall provide body camera footage, including Evidence.com audit trail logs, within 7 days;
- ② Defendants shall provide duty rosters ^{and} records of helmet numbers ~~within~~ within 60 days; and
- ③ Plaintiffs will attempt to use the above to identify the Doe Officers.

Date: 5/18/23


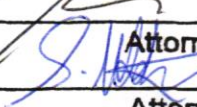
So Ordered.

ENTER:

J.S.C.

HON. MITCHELL J. DANZIGER

SC. NO. 8G Rev. 3/86

 Perry Green, for Ps
Attorney for Plaintiff
 for the City
Attorney for Defendant

Attorney for Defendant

IAS
At A Part 3 of the Supreme Court of the
City of New York, County of Bronx,
located at 851 Grand Concourse, Bronx, NY
on the 11 day of May, 2023.

Present: HON. MITCHELL J. DANZIGER

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF BRONX

-----X
ALI UGURLU, NOVA LUCERO, HAYLEY MULVEY,
AND KARO BEYGZADEH,

Plaintiffs,

-against-

ORDER TO SHOW
CAUSE

THE CITY OF NEW YORK; NEW YORK CITY
MAYOR BILL DE BLASIO; NEW YORK POLICE
DEPARTMENT ("NYPD") COMMISSIONER DERMOT
SHEA; NYPD CHIEF OF DEPARTMENT TERENCE
MONAHAN; NYPD ASSISTANT CHIEF KENNETH
LEHR; NYPD LEGAL BUREAU SERGEANT
KENNETH RICE; NYPD OFFICER DEBORA MATIAS;
NYPD OFFICER SANDRA GONZALEZ; NYPD
OFFICER ORVIN FELICIANO; and NYPD MEMBERS
JOHN AND JANE DOES # 1-102,

Index No. 801554/2022E

Defendants.

-----X
Upon the annexed affirmation of Remy Green, dated May 10, 2023, and upon all the
papers and proceedings heretofore had herein,

LET the defendants or their attorneys show cause before a Part 3 A of this Court,
located at 851 Grand Concourse, Bronx, NY on the 15th day of June, 2023, at 9:30 a.m., or as
soon thereafter as the parties can be heard,

WHY an Order should not be made either:

- (1) Directing, on or before June 2, 2023, Defendants to identify:
 - a. John Does 81-84 (NYSCEF Doc. No. 1, Paras. 49; 151-154, the Does who Plaintiff Ugurlu has individual claims against)
 - b. Jane Doe 85; John Does 86-94 (NYSCEF Doc. No. 1, Paras. 51; 159-171, the Does who Plaintiff Lucero has individual claims against)

- c. John or Jane Doe 95; John Does 96-97; Jane Doe 98 (NYSCEF Doc. No. 1, Paras. 53; 175-182, the Does who Plaintiff Mulvey has individual claims against); and
- d. John Does 100-102 (NYSCEF Doc. No. 1, Paras. 55; 186-189, the Does who Plaintiff Beygzadeh has individual claims against); or

(2) Finding that the statute of limitations under 42 U.S.C. § 1983 includes the executive toll between March and November of 2020, and directing Defendants to identify the same Does within 30 days of any order;

SUFFICIENT CAUSE APPEARING THEREFORE

overnight delivery service on or before May 11, 2023
LET service by ~~NYSCEF electronic filing, as permitted by the rules on electronic filing,~~
of a copy of this order and supporting papers on all interested persons
be deemed good and sufficient service.

~~Dated: Bronx, New York~~
 , , 2023

Enter,

MJD

HON. MITCHELL J. DANZIGER, JSC